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DISCLOSURE ADVISORY

The New York County District Attorney's Office has reviewed records and information provided to us by the relevant agencies to prepare this Disclosure Advisory.

For the person named above, whom the People may call as a witness, please be advised as follows.

A. CCRB DOCUMENTS

Redacted copies of relevant documents provided to the New York County District Attorney's Office by the New York City Civilian Complaint Review Board (CCRB) are being provided with this Disclosure Advisory.

B. SUBSTANTIATED, PARTIALLY SUBSTANTIATED, PENDING DEPARTMENT ALLEGATIONS, AND NON-DEPARTMENT DISCLOSURES

The New York City Police Department (NYPD) has deemed the following allegations against Darnell Cabbell to have been substantiated.

1. NYPD has deemed substantiated and Darnell Cabbell has pled guilty to Charges & Specifications that: while assigned to the Thirty-Second Precinct, (1) on or about July 7, 2006, Darnell Cabbell did wrongfully make false statements to an NYPD Lieutenant of the Staten Island Investigations Unit when questioned during an official department interview about the circumstances and facts surrounding a firearms discharge which involved another member of the service known to the department which occurred on July 4, 2006, Darnell Cabbell provided details about the incident which were, in fact, false; (2) on or about July 7, 2006 Darnell Cabbell did wrongfully engage in conduct prejudicial to the good order, efficiency and discipline of the department when questioned during an official department

interview by the NYPD Lieutenant about the circumstances and facts surrounding a firearms discharge which involved another member of the service known to the department which occurred on July 4, 2006, Darnell Cabbell provided false or misleading statements designed to conceal his true involvement or the true involvement of other members of the service present at the time of the incident in such a manner as to impede a department investigation; (3) on or about October 13, 2006, Darnell Cabbell did wrongfully make false statements to an NYPD Sergeant of the Patrol Borough Manhattan North (PBMN) Investigations Unit when questioned during an official department interview about the circumstances and facts surrounding a firearms discharge which involved another member of the service known to the department which occurred on July 4, 2006, Darnell Cabbell provided details about the incident which were, in fact, false; (4) on or about October 13, 2006, Darnell Cabbell did wrongfully engage in conduct prejudicial to the good order, efficiency and discipline of the department when questioned during an official department interview by the NYPD Sergeant about the circumstances and facts surrounding a firearms discharge which involved another member of the service known to the department which occurred on July 4, 2006, Darnell Cabbell provided false or misleading statements designed to conceal his true involvement or the true involvement of other members of the service present at the time of the incident in such a manner as to impede a department investigation; (5-6) on or about July 4, 2006, Darnell Cabbell failed to request the response of a Patrol Supervisor of the precinct of occurrence and failed to remain at the scene of the incident. On July 4, 2006, Darnell Cabbell was present at a July 4th party at the residence of another member of the service when the other member of the service took out his Smith & Wesson automatic pistol firing one round in the air at approximately 11:15 PM. The incident was reported by an NYPD Sergeant who was also present at the party. Darnell Cabbell and another member of the service fled just after the firearms discharge.

2. NYPD has deemed substantiated an allegation that, on or about June 23, 2015 Darnell Cabbell and another officer failed to properly safeguard a prisoner allowing the prisoner to escape and failed to carry a department radio while on assignment. The suspect who was wanted for an attempted murder charge from June 8, 2015 was arrested at the Thirty-Second Precinct on June 23, 2015. At 7:25 PM, Darnell Carrbell and the other officer were walking out of the precinct with the prisoner for transport rear cuffed to the RMP. The prisoner then pushed the officers and fled

on foot. The officers pursued the prisoner but lost sight of him. Surveillance video showed the prisoner leave the building at 7:38 PM heading northbound on Eighth Avenue and front cuffed. The investigation also revealed that the officers failed to carry a radio while on assignment.

NYPD has also noted the following:

3. Darnell Cabbell is a named defendant in the civil action, Tyshawn Riley v. The City of New York et al. 151244/2012 filed in New York County Supreme Court arising from an incident on July 22, 2011.

C. UNSUBSTANTIATED DEPARTMENT ALLEGATIONS

NYPD has deemed the following allegations relating to Darnell Carrbell to have been unsubstantiated that would be disclosed if substantiated.

1. INTERNAL INVESTIGATION

DATE : 2/7/2014

CONTROL NUMBER : 001 SERIAL NUMBER : M14-0309

IA#14-4849 FEB 07, 2014

ALLEGATION: MISSING PROPERTY-FROM PRISONER

ASSIGN UNIT: PBMN I/U

DISPOSITION: UNSUBSTANTIATED

CASE CLOSED: 01/29/15 (RC)

Any information herein regarding civil lawsuits against an officer is not necessarily a complete list of civil lawsuits in which that officer is a defendant. This information should be reviewed along with any separate *Garrett* disclosures for this officer.

Allegations of misconduct that have not been and are not pending, substantiated, or unsubstantiated (including, but not limited to, findings of unfounded and exonerated), and allegations of technical infractions, are not subject to disclosure and are not necessarily included in this advisory. If documentation from the New York City Civilian Complaint Review Board accompanies this advisory, please note that information in the CCRB Officer History pertaining to substantiated, unsubstantiated, and/or pending allegations has not been redacted. Accordingly, any fully redacted CCRB Officer History contains no such allegations.

The decision to include information in this advisory does not necessarily represent a conclusion by the People that it is required to be disclosed.

The People reserve the right to oppose or move to limit the use of any information included herein or disclosed in the future.

If you have any questions, please contact the Assistant District Attorney assigned to the case on which you are receiving this advisory.

Date: February 23, 2022